62  **Entry and inspection**

(1) The power in subsection (2) is exercisable if the Commission considers it necessary or expedient for the purposes of any of its regulatory functions.

(2) A person authorised by the Commission may enter and inspect any premises which are, or which the person reasonably believes to be, regulated premises.

(3) Premises are “regulated premises” if they fall within one or more of the following descriptions—

   (a) they are used for the carrying on of a regulated activity,
   
   (b) they are owned or controlled by an English NHS body or English local authority, or
   
   (c) they are used or proposed to be used for or in connection with—

      (i) the provision of NHS care,
      
      (ii) the exercise of any functions of an English NHS body, or
      
      (iii) the provision of adult social services.

(4) If NHS care or an adult social service is provided to a person in premises used wholly or mainly as a private dwelling, the premises are not to be regarded as used for or in connection with the provision of that care or service.
(5) A person who proposes to exercise the power conferred by subsection (2) must if so required produce some duly authenticated document showing the person's authority to exercise the power.

(6) “Premises” includes a vehicle.

Annotations:

Modifications etc. (not altering text)


C3 S. 62 applied (9.11.2015) by The Children Act 2004 (Joint Area Reviews) Regulations 2015 (S.I. 2015/1792), reg. 1(1), Sch. para. 5

Commencement Information

I1 S. 62 in force at 12.1.2009 for specified purposes by S.I. 2008/3168, art. 2

I2 S. 62 in force at 6.4.2010 in so far as not already in force by S.I. 2010/807, art. 2(1), Sch. 1 para. 13 (with Pt. 3)
Changes to legislation:
There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 62.